BTEC Assignment Brief

Qualification	Pearson BTEC Level 3 International Subsidiary Diploma in Business Pearson BTEC Level 3 International Foundation Diploma in Business Pearson BTEC Level 3 International Diploma in Business Pearson BTEC Level 3 International Extended Diploma in Business
Unit number and title	**Unit 40: The English Legal System**
Learning aim	**A:** Examine the jurisdiction of the courts, and their alternatives, in contributing to case outcomes **B:** Investigate the role of the legal profession and lay people in contributing to case outcomes
Assignment title	The role of the courts, their alternatives and personnel in contributing to case outcomes
Assessor	
Issue date	
Hand in deadline	

Vocational Scenario or Context	You have been successful in an application for a summer work placement at a local solicitor's office. Before you start, the partners want to be able to identify further training and development opportunities for you. To help them plan this they want to be able to assess your knowledge and understanding of the jurisdiction of the courts, their alternatives, as well as the role of the legal profession and lay people in contributing to case outcomes.

Task	Produce a two part report about: ● the jurisdiction of the courts, and their alternatives, in contributing to case outcomes ● the role of the legal profession and lay people in contributing to case outcomes You have been asked that you use the following case examples to help illustrate you understanding: 1. James (19), Caspar (16) and Pete (19) were involved in a confrontation on a Saturday night with a rival group of football supporters. Pete was carrying a knife in his belt and in the fight that broke out, he stabbed Brian in the chest. As soon as the fight broke out, Caspar ran away and went to a nearby shop, where he stole a pack of lager cans. James however was involved in the fight, running off only after the stabbing. Brian collapsed from the stab wound, and later died. All three men have been arrested and charged. 2. Mary has contracted Bill, a builder to build an extension on her house. The quote for the work is £35,000 and Mary has accepted this and Bill has commenced the work. During the time the extension is being built, Bill left a chainsaw out in a corridor, and Mary tripped over it, badly cutting her leg, which caused her health problems and meant she was off work for several months. Once the work was finished, Mary discovered that Bill had not connected the new en-suite bathroom to the main drainage system, and the resulting damage required a lot of remedial work which will cost £8000. 3. Jane and Saif are recently separated. Jane wants a divorce, but Saif does not.

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Task	**Part one - The jurisdiction of the courts and their alternatives in contributing to case outcomes.** The first part of your report will evaluate how dispute solving in both the criminal and civil courts compare with methods of alternative dispute resolution (ADR) in contributing to case outcomes. The first section of this part of the report should present a detailed comparison of the civil and criminal court hierarchies and appeal routes. As part of your comparison you will need to give detailed explanations relating directly to the authorities selected and the case examples provided. To conclude this first section of the report you should provide a detailed conclusion, about how dispute solving in the courts compares with methods of ADR. Your conclusion must be supported and justified based on the facts and evidence presented in relation to the authorities discussed **Part two - The role of the legal profession and lay people in contributing to case outcomes** The second part of your report will evaluate the effectiveness of lay personnel in contributing to case outcomes in the both the English courts (criminal and civil) and ADR. Using your own research and the scenarios provided, compare the role and function of the legal personnel and lay people in the English courts and ADR. This should include the accurate application and explanation of the role and function of: ● judges ● lawyers ● juries ● magistrates You should conclude this part of the report by arriving at a conclusive judgement about the effectiveness of juries and magistrates in the English court system and ADR. This should be based on and supported by the arguments presented in your comparison.
Checklist of evidence required	A written report Appropriate referencing to include a bibliography and citation of all authorities used

Criteria covered by this task:	
Unit/Criteria reference	To achieve the criteria you must show that you are able to:
23/A.D1	Evaluate how dispute solving in the courts compares with methods of ADR.
23/B.D2	Evaluate the effectiveness of lay personnel in the English courts and ADR.
23/A.M1	Compare and contrast the criminal and civil court hierarchies and appeal routes, demonstrating accurate use of legal terminology, case law citation and application, to both civil and criminal law situations.
23/B.M2	Compare and contrast the role and function of lawyers and lay people in the English courts and ADR.
23/A.P1	Using case examples, accurately apply and explain the jurisdiction of civil courts.
23/A.P2	Using case examples, accurately apply and explain the jurisdiction of criminal courts.
23/B.P3	Using case examples, accurately apply and explain the role in the civil courts and ADR of the legal profession and lay people.
23/B.P4	Using case examples, accurately apply and explain the role in the criminal courts of the legal profession and lay people.
Sources of information to support you with this Assignment	**Websites** www.iclr.co.uk This is the site of The Incorporated Council of Law Reporting (ICLR), publishers of The Law Reports and the Weekly Law Reports. www.judiciary.gov.uk/about-the-judiciary/ The Courts and Tribunals Judiciary has a range of publications and judgements, and gives a history of the judiciary. www.tutor2u.net/law Tutor2U has a range of study notes and materials dealing with law related topics. **Books.** Catherine Elliott and Frances Quinn, *The English Legal System*, Pearson Education, 17th Edition, 2016. ISBN: 9781405859417 Jaqueline Martin, *The English Legal System*, Hodder, 7th Edition, 2013. ISBN: 9781444183061
Other assessment materials attached to this Assignment Brief	None